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SEP 18 2006  
AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
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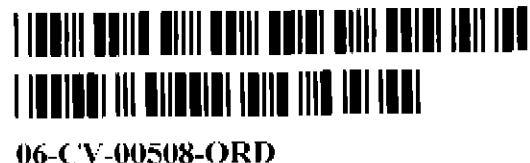
UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FAYEZ AL-BASSREL, ) CASE NO. C06-508-MJP  
Petitioner, )  
v. ) ORDER GRANTING HABEAS  
A. NEIL CLARK, *et al.*, ) PETITION  
Respondents. )

The Court, having reviewed the Petition for Writ of Habeas Corpus, the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, and any objections or responses to that, and the remaining record, finds and Orders as follows:

- (1) The Court adopts the Report and Recommendation;
- (2) The Petition for Writ of Habeas Corpus (Dkt. #4) is GRANTED;
- (3) This matter is REMANDED to the Seattle Immigration Court for the purpose of providing petitioner with an individualized bond hearing within 30 days of the date of this Order. The Immigration Judge is to determine, based on the standard set forth in INA § 236(a), whether, and under what conditions, petitioner may be released from custody pending the habeas corpus proceedings in this Court.;
- (4) Respondents' cross-motion to dismiss (Dkt. #9) is DENIED; and

ORDER GRANTING HABEAS PETITION  
PAGE -1



01 (5) The Clerk shall send a copy of this Order to the parties, and to the Honorable  
02 James P. Donohue.

03 DATED this 18 day of Sept, 2006.

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05 MARSHA J. PECHMAN  
06 United States District Judge  
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